may be present

1-1-11

App F IX 4

Previous References

63-76 (41-52)

193 6 (vol)

File No 62-35

Serial Nos. 23, 25

Letter Reference

GENERAL AND REVENUE SECRETARIAT

Serial Nos 23, 25

Part B for January 1936

SUBJECT

Rules of the City Municipal Council, Nyasa, to alter the existing laws Nos. 9 & 10 of the Market Bye-laws of the Municipality as 9 & 10 & to enact new by laws as 9 & 10.

Encl: L 5175-6 B 5/1/36
To the President M.C.M.
The Comptroller

WD 0607—OPB—22509—2-8-35

Sanctions the proposals

1/9/36
(611)

GT 1393
-93

OFFICE OF THE PRESIDENT
CITY MUNICIPAL COUNCIL MYSORE

Dtd 26th December 1935

3029/2

From

M A SREENIVASAN Esq BA
PRESIDENT CITY MUNICIPAL COUNCIL
MYSORE

To

The Chief Secretary to the Government
of His Highness the Maharaja of Mysore,
Bangalore

Sir,

I have the honour to state that in pursuance of the Municipal Council's Resolution No 123 dated 17-10-1935(copy enclosed), action was taken to amend the existing Bye-laws under Markets (as noted in the accompanying printed copy of notice), by publishing a notice dated 11-11-1935 in the Mysore Gazette dated 14-11-1935, inviting objections from the public in regard to the proposed amendments

No objections having been received in response to the above notice within the period of one month from the date of publication of the same in the Gazette, the Council confirmed the amendments vide its resolution No 243 dated 19-12-1935, copy whereof is submitted herewith

I request the favour of very early sanction of Government, to the Council's proposal

I have the honour to be,

Sir,

Your most obedient servant,

M A Sreenivasan

President

PVR

Draft G O sanctioning the resolution submitted

By law No 10 provides for the levy of a fees of Rs 2-0 on articles brought into the market premises The Special officer may perhaps be consulted if this is in order (See Section 31 of the Mysore Toppe Regulation)

3/1/36

Not necessary there is no toll for entry into Municipal limits but fee for sale of the articles in the Markets

Chief Secty)

4/1/36

2nd number

4/1/36

5/1/36

OFFICE OF THE SECOND MEMBER OF COUNCIL
4 JAN 1936
No

Serial No

25

The President, city Municipal Council, Mysore
1 Comptroller to Govt
No L 5175-6 dated 13-1-36
Sanctions certain additions and alterations of
Bylaws 9 & 10 of the Market Bylaws of the Mysore
city Municipal and

B
15/1/36

W D 0J 91—GPB—80 000—13-7-35

File No | of 193 | General and Revenue Secretariat

Proceedings of the 12th(Adjourned) meeting of the I City Municipal Council held in the Council Chamber on t Thursday the 17th October 1935 at 4 P M

Present

M A Sreenivasan, Esq , B A , President

1 Mohamed Salt, Esq , Vice-President
2 Rao Sahib M Ramaswamy, Esq ,
3 P Sitharamiah, Esq , B A ,B L ,
4 C Narasimhiah, Esq , B A ,B L ,
5 A Krishna Rao, Esq , B A ,B L ,
6 V Lingappiah, Esq , B A ,LL B ,
7 M C Thammiah, Esq ,
8 D B Viswambhariah, Esq.,
9 T Mariyappa, Esq , B A ,LL B.,
10 M Shankariah, Esq , B A ,LL B ,
11 Mohamed Ghouse Peer, Esq ,
12 K Dhankakoti Chetty, Esq ,
13 A J Ram, Es
14 Y Virupakshi Esq ,
15 Hus ain Ali, sq ,
16 Rev G ' Sawu
17 G Ahamad Kha Esq ,
18 Mohamed Val ah, Esq , B A ,LL B ,

Absent

1 S Krishnaswamy Rao, Esq , B A ,LL B ,
2 H C Dasappa, Esq , B A ,LL B ,
3 W H Theobald, Esq ,
4 M K Madhava R o Powar, Esq ,
5 A Venkatesiah Esq , B A ,LL B ,
6 K N Venkatak shniah? Esq , B A ,
7 (Vacant)
8 "
9 "
10 "
11 "

123 (i) Managing Committee's Resolution No 38 dated 22-7-1935 approving of the revised rules for the collection of Daily Fees in ~~Daily Fees in~~ Devaraj Market

(ii) Draft additional bye-laws under Markets framed by the Lega Committee in their proceedings dated 16th August 1935 (deferred subject)

Some members desired that the draft bye-laws be not approved as they provided for the levy of both daily fees and stallage -- a levy which was inequitable even if it should be conceded that it was not illegal

There was a lengthy discussion on the merits and the legality of the matter of the levy The President brought to the notice of t House that the present practice obtained seemed to be to levy practically double the scheduled fees permitted in the approved sale Notification, according to which the last auction was held and that it was therefore no matter for surprise that the bid was only about half of what it might have been At present it was admitted that a fee was collected as daily fee for entering the market and another fee was collected for sitting in the stall, or auctioning the articles brought in carts etc , -- a practice about the legality of which much discussion had taken place

He suggested that while it was necessary to put the whole

matter on a clearly legal basis, they had at the same time to see that the revenue did not suffer He therefore suggested that it would appear to be satisfactory both from the legal as well as the economic aspect if the Council regularised what was practically the present rates of levy by doubling the present daily fee rates, on all daily fee stalls and abolishing the second levy of sitting fees or stallage on these stalls This would also make it convenient for the right to be farmed out, if it was deemed convenient to do so The other alternative was to abolish all daily fees and levy only stallage or rent and nothing else

Messrs Mohamed Sait, T Mariappa and some others favoured this latter alternative

Other members considered that this alternative would lead to practical difficulties in regard to over-crowding in stalls, to the farming out of the right to collect the revenue if it should be considered convenient etc ,

Mr A Krishna Rao thereupon moved an amendment to the draft bye-law as under:-

Resolved that the existing Market Bye-law No 9 be changed as 9 A and the following inserted as bye-law No 9

"In each Market the President may classify the stalls into permanent and Daily fees stalls and fix the kind of articles that might be vended in each class of stall and may from time to time alter the same"

Resolved further that the present Market bye-law No 10 be changed as 10A and the following be substituted as bye-law No 10

"For all permanent stalls, stall-holders shall pay stall fees or stallage at rates as may be fixed from time to time by the President, and Daily fees at the rates mentioned below shall be levied on all articles brought into the Daily fee stalls in the Market

For each double bullock cart-load	0	8	0
" single do	0	4	0
" Animal load "	0	2	0
" Head-load "	~~0~~	~~2~~	~~0~~
motor lorry "	2	0	0

The amendment was seconded by Mr V Lingappiah

Mr M Shankariah, seconded by Mr T Mariappa moved an alternative amendment to the draft bye-laws as follows: "Resolved that the following bye-law may be added as 10 A instead of bye-law 10 A proposed by the Legal Committee -- "that the Council do demarcate the stalls in the Markets as permanent stalls and daily fee stalls, and collect the rent from the permanent stalls as prescribed by the Council, and with regard to the Daily fee-stalls instead of collecting Daily fees at the gates, the stallage as prescribed by the Council may be collected for each stall"

The amendment of Mr A Krishna Rao, was put to vote and carried, 11 for and 3 against, Mr T Mariyappa seconded by Mr M Shankariah demanded poll, and the result was as follows:.

11 For		3 Against	
Messrs		Messrs	
1	C Narasimhiah	1	T Mariyappa
2	A Krishna Rao	2	M Shankariah
3	V Lingappiah	3	Mohamed Ghouse Peer
4	P Sitaramiah		

Messrs

5 D B Viswambhariah
6 M C Thammiah
7 M Ramaswamy
8 K Dhankoti Chetty
9 Rev G W Sawday
10 Hussain Ali
11 President

Neutral

1 Mr G Ahamed Khan

Sd/-M A Sreenivasan,
President

"Copy"

President

MYSORE CITY MUNICIPALITY

Notification dated 11th November 1935

Notice is hereby given to the inhabitants of the Mysore City Municipality that the Municipal Council have proposed to amend the Bye laws under Markets framed under Section 48 (a) of the Municipal Regulation of 1906 (published at page 55 of the Mysore City Municipal Rules and Bye laws) as noted under

AMENDMENTS PROPOSED

(1) Alter the existing Bye law No 9 into 9 A and insert the following as Bye law No 9

9 In each Market the President may classify the stalls into permanent and daily fees stalls and fix the kind of articles that might be vended in each class of stall and may from time to time alter the same

(2) Alter the existing Bye law No 10 into 10 A and substitute the following as Bye law No 10

10. ' For all permanent stalls stall holders shall pay stall fees or stallage at rates as may be fixed from time to time by the President and daily fees at the rates mentioned below shall be levied on all articles brought into the daily fee stalls in the Market

	Rs	a	p
For each double bullock cart load	0	8	0
For each single	0	4	0
For animal load	0	2	0
For each head load	0	1	0
For each Motor lorry	2	0	0

Any person having any objection or suggestion to the above proposals of the Municipal Council may prefer the same to the undersigned in writing within one month from the date of the publication of this notice in the *Mysore Gazette*

M A SRINIVASAN
President

Proceedings of the 18th(Ordinary) meeting of the Mysore City Municipal Council held in the Council Chamber on Thursday the 19th December 1935 at 4 P.M

~~Present~~

Present

M.A Sreenivasan, Esq , B A President

1 M K Krishna Rao, Esq.,
2 Rao Sahib M Ramaswamy, Esq ,
3 P Sitharamiah, Esq , B A ,B L ,
4 C Narasimhiah, Esq., B A ,B L ,
5 S Krishnaswamy Rao, Esq., B A ,LL B ,
6 A.Venkatashiah, Esq , B A ,LL B.,
7 K N.Venkatakrishniah, Esq , B.A ,
8 A Krishna Rao, Esq.,B A ,B.L ,
9 V.Lingappiah, Esq , B A.,LL B ,
10. L.C.Thammiah, Esq ,
11. D.B.Viswambhariah, Esq.,
12. W.H.Theobald, Esq.,
13. T.Mariyappa, Esq., B.A.,LL B.,
14. M.Shankariah, Esq., B A.,LL.B.,
15 Mohamed Ghouse Peer, Esq.,
16 A J Ram, Esq., L M & S ,
17 V Virupaksniah, Esq ,
18. Hussain Ali, Esq ,
19 Rev G Sathiadev
20 Mohamed Vellullah, Esq , B.A ,LL.B.,
21 M V Madhava Rao Powar,Esq.,

Absent

1 Mohamed Sait, Esq , Vice-President.
2 P C Dasappa, Esq , B A.,LL B.,
3 P Dharmakoti Chetty, Esq.,
4 G Ahamad Khan,Esq ,
5 (Vacancy)
6 "
7 "
8 "

x x x

243 (i) Council Resolution No 123 dated 17-10-35 approving with certain modifications, the draft additional bye-laws under "Markets" framed by the Legal Committee

(ii) Confirmation of the above amendments, no objections having been received from the inhabitants of the Municipality in response to Municipal Notification dated 11-11-35 published in this behalf

Resolution- Confirmed

x x x

Sd/-M A Sreenivasan,
President

"Copy"

President

G I S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Section 12

File No 62-35

Serial No 25

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 13/1/36 193

Signed by Mr A-S Rao

Read— Letter No 9 T 1393 dated 30-12-1935 from the President, city Municipal Council, Mysore, soliciting sanction to the resolution of the Municipal Council to alter the existing by laws Nos 9 & 10 of the Market Bylaws of the Municipality ~~Order thereon No~~ as 9-A and 10-A and to insert new by laws as 9 and 10 so as to give powers to the President to classify the stalls in the market into permanent and daily fees stalls and to levy stallage in respect of permanent stalls and daily fees on all articles brought into the

May this be—

( ) printed?

(ii) entered as a standard order?

( ) published in the Gazette English Part?

( ) translated?

( ) placed at the disposal of the press?

(vi) published in the Gazette Kannada Part?

daily fees' stalls and stating that the usual formalities have been followed in the matter

Order No L 5175-6 Dy 13/1/36

The resolution of the Municipal Council as sanctioned

2) The Market Bylaws Nos 9 & 10 as amended will read as follows -

"9 In each market, the President may classify the stalls into permanent and daily fees stalls and fix the kind of articles that might be vended in each class of stall and may from time to time alter the same

9-A No shop stall or permanent sitting shall be sublet without the sanction of the President

10 For all permanent stalls stall holders shall pay stall-fees or stallage at rates as may be fixed from time to time by the President and daily fees at the rates mentioned below shall be levied on all articles brought into the daily fee stalls in the market

	Rs a p
For each double bullock cart-load	0 - 8 - 0
" single	0 - 4 - 0
For animal load	0 - 2 - 0
For each head load	0 - 1 - 0
For each motor lorry	*~~List of~~ Enclosure* 2 - 0 - 0

10-A Stalls and shops of permanent sitting shall not be let for less than one months at a time, unless by the special order of the President and rents therefor shall be paid on or before the 10th of each months in advance to the Market Daroga or other person or persons authorised by the President in writing to collect such rents"

4/1/36
11/4/1 Chief Secy to Govt
Rmr

Copied by

Examined by

The President city Municipal Council Mysore

11 Compts

WD 03602—GPB 22 500—12 7 35

Extra

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Read –

Letter No C T 1393 dated the 30th December 1935 from the President City Municipal Council Mysore, soliciting sanction to the resolution of the Municipal Council to alter the existing by-laws Nos 9 and 10 of the Market By-laws of the Municipality as 9A and 10A and to insert new By-laws as 9 and 10 so as to give power to the President to classify the stalls in the market into permanent and daily fees stalls and to levy stallage in respect of permanent stalls and daily fees on all articles brought into the daily fees stalls and stating that the usual formalities have been followed in the matter

---

Order No L 5175-6 /mL62 35-25

Dated, Bangalore the 13th January 1936

The resolution of the Municipal Council is sanctioned

2 The Market By-laws Nos 9 and 10 as amended will read as follows -

"9 In each market, the President may classify the stalls into permanent and daily fees stalls and fix the kind of articles that might be vended in each class of stall and may from time to time alter the same

9-A No shop stall or permanent sitting shall be sublet without the sanction of the President

10 For all permanent stalls stall holders shall pay stall fees or stallage at rates as may be fixed from time to time by the President and daily fees at the rates mentioned below shall be levied on all articles brought into the daily fee stalls in the market

For each double bullock cart-load	Rs	0-8-0
" single "	"	0-4-0
For animal load	"	0-2-0
For each head load	"	0-1-0
For each motor lorry	"	2-0-0

10-A

10-A Stalls and shops of permanent sittings shall not be let for less than one month at a time, unless by the special order of the President and rents therefor shall be paid on or before the 10th of each month in advance to the Market Daroga or other person or persons authorised by the President in writing to collect such rents

Asuwa Rao
Chief Secretary to Government

To

The President City Municipal Council Mysore
The Comptroller to Government

C R C 3